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NOTICE OF ALLOWANCE AND FEE(S) DUE

74321	7590	11/19/2009

LAHIVE & COCKFIELD, LLP/THE MATHWORKS
FLOOR 30, SUITE 3000
One Post Office Square
Boston, MA 02109-2127

EXAMINER
CHEN, QING

ART UNIT	PAPER NUMBER
2191	

DATE MAILED: 11/19/2009

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/698,820	10/31/2003	Matthew Englehart	MWS-062RCE2	1288

TITLE OF INVENTION: SYSTEM AND METHOD FOR GENERATING SOURCE CODE FROM A GRAPHICAL MODEL

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	$1510	$0	$0	$1510	02/19/2010

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PTOL-85 (Rev. 08/07) Approved for use through 08/31/2010.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: <u>Mail</u>   Mail Stop ISSUE FEE
Commissioner for Patents
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Alexandria, Virginia 22313-1450
or <u>Fax</u> **(571)-273-2885**

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

74321   7590   11/19/2009

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Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

_____ (Depositor's name)

_____ (Signature)

_____ (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/698,820	10/31/2003	Matthew Englehart	MWS-062RCE2	1288

TITLE OF INVENTION: SYSTEM AND METHOD FOR GENERATING SOURCE CODE FROM A GRAPHICAL MODEL

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nonprovisional	NO	$1510	$0	$0	$1510	02/19/2010

EXAMINER	ART UNIT	CLASS-SUBCLASS
CHEN, QING	2191	717-109000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 _____

2 _____

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE   (B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent) :   ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:
☐ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)
☐ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)
☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.   ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____   Date _____

Typed or printed name _____   Registration No. _____

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/698,820	10/31/2003	Matthew Englehart	MWS-062RCE2	1288

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EXAMINER
CHEN, QING

ART UNIT	PAPER NUMBER
2191	

DATE MAILED: 11/19/2009

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 479 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 479 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

PTOL-85　(Rev. 08/07) Approved for use through 08/31/2010.

	Application No.	Applicant(s)
Notice of Allowability	10/698,820	ENGLEHART ET AL.
	Examiner	Art Unit
	Qing Chen	2191

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to *the amendment filed on October 6, 2009*.

2. ☒ The allowed claim(s) is/are *1,5-12,15,16 and 20-26, renumbered as 1-18*.

3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a) ☐ All   b) ☐ Some*   c) ☐ None   of the:

        1. ☐ Certified copies of the priority documents have been received.

        2. ☐ Certified copies of the priority documents have been received in Application No. _____ .

        3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the

            International Bureau (PCT Rule 17.2(a)).

    * Certified copies not received: _____ .

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.

    (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

        1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____ .

    (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of

        Paper No./Mail Date _____ .

    Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)

2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)

3. ☐ Information Disclosure Statements (PTO/SB/08),
    Paper No./Mail Date _____

4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

5. ☐ Notice of Informal Patent Application

6. ☐ Interview Summary (PTO-413),
    Paper No./Mail Date _____ .

7. ☒ Examiner's Amendment/Comment

8. ☒ Examiner's Statement of Reasons for Allowance

9. ☐ Other _____ .

DETAILED ACTION

1.   This Office action is in response to the amendment filed on October 6, 2009.

2.   **Claims 1, 5-12, 15, 16, and 20-26** are pending.

3.   **Claims 1, 12, and 16** have been amended.

4.   **Claims 2-4, 13, 14, and 17-19** have been canceled.

5.   **Claims 1, 5-12, 15, 16, and 20-26** are allowed, renumbered as 1-18.

6.   The objections to Claims 3, 13, and 18 are withdrawn in view of Examiner's cancellation

of the claims.

Examiner's Amendment

7.   An Examiner's amendment to the record appears below. Should the changes and/or

additions be unacceptable to Applicant, an amendment may be filed as provided by 37 CFR

1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the

payment of the issue fee.

Authorization for this Examiner's amendment was given in a telephone interview with

Kevin J. Canning (Reg. No. 35,470) on November 10, 2009.

The application has been amended as follows:

AMENDMENTS TO THE CLAIMS

Please cancel Claims 2-4, 13, 14, and 17-19 and amend Claims 1, 12, and 16 as follows:

1. (Currently Amended) In an electronic device having a graphical modeling and execution environment, said graphical modeling and execution environment including at least one graphical model, a method comprising:

providing an automatic code generator to create source code that implements functionality of said at least one graphical model and that corresponds to data referenced by said at least one graphical model;

providing a predefined storage class in said graphical modeling and execution environment, said predefined storage class specifying a first manner in which said automatic code generator creates said source code corresponding to said data referenced by said at least one graphical model in said graphical modeling and execution environment;

providing a user interface with a plurality of selectable parameters;

defining a custom storage class in said graphical modeling and execution environment utilizing parameters selected by a user from said plurality of selectable parameters, said custom storage class specifying a second manner in which said automatic code generator creates source code corresponding to said data referenced by said at least one graphical model in said graphical modeling and execution environment, said second manner differing from said first manner; [[and]]

generating source code implementing said functionality of said at least one graphical model using said automatic code generator, said generating comprising:

using said custom storage class to generate source code corresponding to said data referenced by said at least one graphical model;

providing a view of salient aspects of said source code generated by said automatic code

generator utilizing said user-selected parameters;

changing said user-selected parameters for said custom storage class in said user

interface;

adjusting said source code generated by said automatic code generator to reflect said

change in said user-selected parameters; and

displaying salient aspects of said adjusted source code in said view of salient aspects of

said source code.

2-4. (Canceled)

12. (Currently Amended) An electronic device having a modeling and execution

environment with at least one graphical model, said electronic device comprising:

a processor for:

providing an automatic code generator to create source code that implements

functionality of said at least one graphical model and that corresponds to data referenced

by said at least one graphical model,

providing a predefined storage class specifying a first manner in which said

automatic code generator creates said source code corresponding to said data referenced

by said at least one graphical model in said modeling and execution environment,

defining a custom storage class in said modeling and execution environment

utilizing parameters selected by a user from a plurality of selectable parameters, said

custom storage class specifying a second manner in which said automatic code generator

creates source code corresponding to said data referenced by said at least one graphical

model in said modeling and execution environment, said second manner differing from

said first manner, and

      generating source code implementing said functionality of said at least one

graphical model using said automatic code generator, said generating using said custom

storage class to generate source code corresponding to said data referenced by said at

least one graphical model; and

a display device for:

      displaying a user interface with said plurality of selectable parameters for said

custom storage class, said user-selected parameters for said custom storage class in said

user interface are changed and said source code generated by said automatic code

generator is adjusted to reflect said change in user-selected parameters, and

      displaying a view of salient aspects of said source code generated by said

automatic code generator utilizing said user-selected parameters, said adjusted source

code is displayed in said view of salient aspects of said source code.

13. (Canceled)

14. (Canceled)

16. (Currently Amended) A computer-readable medium for use in an electronic device having a graphical modeling and execution environment, said graphical modeling and execution environment including at least one graphical model, said computer-readable medium storing computer-executable instructions for:

providing an automatic code generator to create source code that implements functionality of said at least one graphical model and that corresponds to data referenced by said at least one graphical model;

providing a predefined storage class in said graphical modeling and execution environment, said predefined storage class specifying a first manner in which said automatic code generator creates said source code corresponding to said data referenced by said at least one graphical model in said graphical modeling and execution environment;

providing a user interface with a plurality of selectable parameters;

defining a custom storage class in said graphical modeling and execution environment utilizing parameters selected by a user from said plurality of selectable parameters, said custom storage class specifying a second manner in which said automatic code generator creates source code corresponding to said data referenced by said at least one graphical model in said graphical modeling and execution environment, said second manner differing from said first manner;
[[and]]

generating source code implementing said functionality of said at least one graphical model using said automatic code generator, said generating comprising:

using said custom storage class to generate source code corresponding to said data referenced by said at least one graphical model;

providing a view of salient aspects of said source code generated by said automatic code

generator utilizing said user-selected parameters;

changing said user-selected parameters for said custom storage class in said user

interface;

adjusting said source code generated by said automatic code generator to reflect said

change in user-selected parameters; and

displaying said adjusted source code in said view of salient aspects of said source code.

17-19. (Canceled)

-- END OF AMENDMENT --

Reasons for Allowance

8.   The following is an Examiner's statement of reasons for allowance:

The cited prior art taken alone or in combination fail to teach, in combination with the

other claimed limitations, "defining a custom storage class in said graphical modeling and

execution environment utilizing parameters selected by a user from said plurality of selectable

parameters, said custom storage class specifying a second manner in which said automatic code

generator creates source code corresponding to said data referenced by said at least one graphical

model in said graphical modeling and execution environment, said second manner differing from

said first manner; generating source code implementing said functionality of said at least one

graphical model using said automatic code generator, said generating comprising: using said

custom storage class to generate source code corresponding to said data referenced by said at least one graphical model; providing a view of salient aspects of said source code generated by said automatic code generator utilizing said user-selected parameters; changing said user-selected parameters for said custom storage class in said user interface; adjusting said source code generated by said automatic code generator to reflect said change in said user-selected parameters; and displaying salient aspects of said adjusted source code in said view of salient aspects of said source code" as recited in independent Claim 1; and further fail to teach, in combination with the other claimed limitations, similarly-worded limitations recited in independent Claims 12 and 16.

The closest cited prior art, the combination of "Real-Time Workshop® User's Guide," January 1999 (hereinafter "RTW_UG") and US 2003/0056195 (hereinafter "Hunt"), teaches using Real-Time Workshop to produce code directly from Simulink models and automatically build programs that can be run in a variety of environments, including real-time systems and stand-alone simulations. However, the combination of RTW_UG and Hunt fails to teach "defining a custom storage class in said graphical modeling and execution environment utilizing parameters selected by a user from said plurality of selectable parameters, said custom storage class specifying a second manner in which said automatic code generator creates source code corresponding to said data referenced by said at least one graphical model in said graphical modeling and execution environment, said second manner differing from said first manner; generating source code implementing said functionality of said at least one graphical model using said automatic code generator, said generating comprising: using said custom storage class to generate source code corresponding to said data referenced by said at least one graphical

model; providing a view of salient aspects of said source code generated by said automatic code

generator utilizing said user-selected parameters; changing said user-selected parameters for said

custom storage class in said user interface; adjusting said source code generated by said

automatic code generator to reflect said change in said user-selected parameters; and displaying

salient aspects of said adjusted source code in said view of salient aspects of said source code" as

recited in independent Claim 1; and further fails to teach similarly-worded limitations recited in

independent Claims 12 and 16.

Any comments considered necessary by Applicant must be submitted no later than the

payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for

Allowance."

Conclusion

9.   Any inquiry concerning this communication or earlier communications from the

Examiner should be directed to Qing Chen whose telephone number is 571-270-1071. The

Examiner can normally be reached on Monday through Thursday from 7:30 AM to 4:00 PM.

The Examiner can also be reached on alternate Fridays.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's

supervisor, Wei Zhen, can be reached on 571-272-3708. The fax phone number for the

organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding

should be directed to the TC 2100 Group receptionist whose telephone number is 571-272-2100.

Information regarding the status of an application may be obtained from the Patent

Application Information Retrieval (PAIR) system. Status information for published applications

may be obtained from either Private PAIR or Public PAIR. Status information for unpublished

applications is available through Private PAIR only. For more information about the PAIR

system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR

system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Q. C./

Examiner, Art Unit 2191

/Wei Y Zhen/

Supervisory Patent Examiner, Art Unit 2191